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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

# 5

IN RE APPLICATION OF : Albert James Vovichin, Daniel Ray  
Downing, and James Alfred Benzing, II

FOR : **HOT FORMING SYSTEM TO  
PRODUCE PRE-CURED  
INNERLINERS**

SERIAL NO. : 09/831,393

FILED : August 20, 2001

LAST OFFICE ACTION : UNKNOWN

EXAMINER : UNKNOWN

GROUP ART UNIT : UNKNOWN

ATTORNEY DOCKET NO. : DN1998168US (0163.0197)



RECEIVED  
OCT 16 2001  
TC 1700

Akron, OH 44308  
September 25, 2001

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**CERTIFICATE OF MAILING**

I hereby certify that this **INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.56 and §1.97** is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, DC 20231, on this 1st day of October, 2001.

By: Debbie Johnston  
Debbie M. Johnston

\*\*\*\*\*

Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.56 and §1.97**

Dear Sir:

In accordance with 37 C.F.R. § 1.56 the applicant files this Information Disclosure Statement (IDS) under at least one of the following five circumstances:

1. \_\_\_\_\_ **No Information to disclose:** applicant has no information to disclose at this time.
2. \_\_\_\_\_ **Under § 1.97(i):** this IDS is filed with the knowledge that it will NOT be considered.
  - this IDS is filed BEFORE the grant of a patent; AND
  - this IDS does NOT comply with the requirements noted below
  - applicant notes that the information disclosed herein WILL be placed in the file
3.   X   **Under § 1.97(b):** this IDS should be considered because it is being filed
  - within 3 months of the filing date of a national application OR
  - within 3 months of the date of entry of the national stage of an international appl. OR
  - before the mailing date of a first Office Action on the merits, whichever occurs last.
4. \_\_\_\_\_ **Under § 1.97(c):** this IDS should be considered because it is being filed
  - after the period specified Under § 1.97(b) above but BEFORE either
  - the mailing date of a final action under § 1.113 OR
  - the mailing date of a notice of allowance under § 1.311, whichever occurs last,
  - AND is accompanied by either:

A) \_\_\_\_\_ one of the following statements under § 1.97(e):

I, Roger D. Emerson, the undersigned hereby state:

(1) \_\_\_\_\_ Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement, OR

(2) \_\_\_\_\_ To the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in this statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than 3 months prior to the filing of this statement; OR

B) \_\_\_\_\_ A check in the amount of \$ 240.00 is enclosed to cover the Information Disclosure Statement (IDS) Fee under 37 C.F.R. § 1.17(p) as required when neither item (1) nor (2) above are selected.

5. \_\_\_\_\_ **Under § 1.97(d):** this IDS should be considered because it is being filed
  - after the period specified Under § 1.97(c) above but

- ON OR BEFORE payment of the issue fee,
- and is accompanied by:

A) \_\_\_\_\_ one of the following statements under § 1.97(e):

I, Roger D. Emerson, the undersigned hereby state:

(1) \_\_\_\_\_ Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement, OR

(2) \_\_\_\_\_ To the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in this statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than 3 months prior to the filing of this statement; AND

B) \_\_\_\_\_ a petition requesting consideration of the IDS; AND

C) \_\_\_\_\_ A check in the amount of \$ 130.00 is enclosed for the petition fee as set forth under 37 C.F.R. § 1.17(i).

In accordance with § 1.56 and § 1.97 the references listed below and on the attached form PTO-1449 are being brought to the attention of the Examiner for consideration in connection with the examination of the above-identified patent application. Copies of these cited documents are enclosed.

#### **English-Language Documents**

<b>Patentee</b>	<b>Patent No.</b>	<b>Issue Date</b>
S.W. Bourn	1,471,588	October 23, 1923
A.E. Henderson	1,683,669	Sept. 11, 1928
W.G. Corson	2,469,633	May 10, 1949
H.F. Gitzinger	3,027,289	March 27, 1962
C.E. Friesner	3,478,138	November 11, 1969
Mirtain	4,065,338	December 27, 1977
Kobayashi et al.	4,147,577	April 3, 1979
Sieberling	4,166,883	September 4, 1979

Böhm	4,359,354	November 16, 1982
Perkins	4,783,230	November 8, 1988
Siegenthaler	4,877,468	October 31, 1989
Benzing, II et al.	5,762,740	June 9, 1998

**Foreign Patent Documents in English**

<b>Country</b>	<b>Patent No.</b>	<b>Issue Date</b>
Great Britain	GB 2 224 031 A	April 25, 1990
London	996,385	June 30, 1965

**Foreign-Language Documents**

<b>Country</b>	<b>Patent No.</b>	<b>Issue Date</b>
France	2 526 707	May 14, 1982
Denmark	DE 44 34 270 A1	March 28, 1996

**Other Documents**

International Search Report.

Article concerning Double Belt Presses.

  X   Please charge deposit account No. 05-0875 if any additional fees are required.

It is respectfully requested that the Examiner indicate consideration of the cited

references by returning a copy of the attached form PTO-1449 with initials or other appropriate marks.

Respectfully submitted,

**EMERSON & SKERIOTIS**

A handwritten signature in black ink, appearing to read "Roger D. Emerson", written over a horizontal line.

Roger D. Emerson

Reg. No. 33,169

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Akron, OH 443308

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9/27/01  
Date